

Settlement Agreement (Exhibit 4 to the Motion).

3. The Court approves, as to form and content, the revised Notice C and Claim Form for those individuals who are both "Settlement Class Members" and "Rule 23/NY Settlement Class Members," as defined in the Settlement Agreement (Exhibit 5 to the Motion).

DONE and ORDERED on January 8th, 2010.



MELINDA HARMON

UNITED STATES DISTRICT JUDGE